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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Case No. 2:21-mj-00978-NJK

17 Plaintiff,

18 **STIPULATION TO CONTINUE**
19 **PRELIMINARY HEARING**
20 (First Request)

21 v.

22 JASMINE AUSTION,

23 Defendant.

24 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
25 Acting United States Attorney, and Bianca R. Pucci, Assistant United States Attorney, counsel
1 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
2 Andrew Wong, Assistant Federal Public Defender, counsel for Jasmine Austion, that the
3 Preliminary Hearing currently scheduled on December 6, 2021 at 4:00 pm, be vacated and
4 continued to a date and time convenient to the Court, but no sooner than forty-five (45) days.

5 This Stipulation is entered into for the following reasons:

6 1. Parties are exploring the possibility of pre-indictment resolution to the pending
7 charge.

1 2. Defense counsel needs time to review pre-indictment discovery with Mr.
2 Austion to determine whether there are any pretrial issues that must be litigated, determine
3 whether the case will ultimately go to trial and/or determine whether the matter can be
4 resolved through negotiations pre-indictment.

5 3. Defendant is incarcerated and does not object to a continuance.

6 4. The parties agree to the continuance

7 5. Additionally, denial of this request for continuance could result in a
8 miscarriage of justice.

9 6. The additional time requested by this stipulation is excludable in computing
10 the time within which the defendant must be indicted and the trial herein must commence
11 pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the
12 factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

13 This is the first request for continuance filed herein.

14 DATED this 24th day of November, 2021.

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16 RENE L. VALLADARES
17 Federal Public Defender

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19 CHRISTOPHER CHIOU
20 Acting United States Attorney

21
22 /s/ *Andrew Wong*
23 By _____
24 ANDREW WONG
25 Assistant Federal Public Defender

26
27 /s/ *Bianca R. Pucci*
28 By _____
29 BIANCA R. PUCCI
30 Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
JASMINE AUSTION,
Defendant.

Case No. 2:21-mj-00978-NJK

ORDER

Based on the Stipulation of counsel and good cause appearing,

IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on Monday, December 6, 2021 at the hour of 4:00 p.m., be vacated and continued to January 25, 2022, at 4:00 p.m.

DATED this 29th day of November, 2021.

UNITED STATES MAGISTRATE JUDGE